

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

ESTATE OF
ROGER D. OWENSBY JR., ET AL.,

Plaintiff,

V.

CITY OF CINCINNATI, ET AL.,

Defendants.

Case No. 01-CV-769

Senior Judge S. Arthur Spiegel

**NOTICE OF POSTPONEMENT OF
DEPOSITION OF CYRIL H. WECHT, M.D., J.D.**

On November 20, 2003, Plaintiff noticed the deposition of Cyril H. Wecht, M.D., J.D. , for December 16, 2003 at 2:00 p.m. in Pittsburgh, Pennsylvania. On December 3, 2003, Defendants City of Cincinnati and Police Chief Thomas Streicher, Jr. filed a Motion for Protective Order to prevent Plaintiff from taking the deposition of Cyril H. Wecht, M.D., J.D. (Doc. 68). Briefing on this matter will not be completed until mid-January, 2004. In accord with Rule 26(a)(2)(C), Fed. R. Civ. P., the designation of experts is not required until February 3, 2004.

Therefore, notice is hereby given to all parties that Plaintiff will postpone the deposition of Cyril H. Wecht, M.D., J.D. until such time as the Court has an opportunity

to rule on Defendants City of Cincinnati's and Police Chief Thomas Streicher's Motion for Protective Order.

Respectfully submitted,

/s/ Paul B. Martins

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice of Postponement of Deposition of Cyril H. Wecht, M.D., J.D. (Doc. 68) was electronically filed on December 9, 2003. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Paul B. Martins